IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 23RD MARCH 2007 / 2ND CHAITHRA 1929

Bail Appl..No. 1774 of 2007()

CMP.980/2007 of J.M.F.C., PATTAMBI

Crime No.91/07 of Chalissery Police Station

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: PETITIONER

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1. SYED @ SAITHALI, AGED 48 YEARS,
S/O.KUNJHAVU, KRUVAKULAM VEEDU,
PUTHALIPPURAM, PUTHUKULANGARA,
NEAR PUTHUKULANGARA KAVU.

2. ABDUL RAHMAN, S/O.KUNJHAVU, AGED
42 YEARS, KURUVAKULAM VEEDU,
PUTHALIPPURAM, PUTHUKULANGARA KAVU.

BY ADV. SRI.RAJIT
SRI.RANJIT BABU

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR,
HIGH COURT OF KERALA AT ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 23/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 1774 OF 2007 B

Dated this the 23rd day of March, 2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioners, who are accused Nos.1 and 2 in Crime No.91/07 of Chalissery Police Station for offences punishable under Secs.447, 427 and 436 read with section 34 I.P.C., seek their enlargement on bail. Petitioners were arrested on 16.3.2007.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioners and the other circumstances of the case etc., I am inclined to grant bail to the petitioners but with effect from a future date. Accordingly, the petitioners are directed to be released on bail with effect from 27.3.07 on each of them executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M., Pattambi and subject to the following conditions:

a. The petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

b. The petitioners shall make themselves available for interrogation as and when required by the police till the filing of the final report.

c. The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

d. The petitioners shall not commit any offence while on bail.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

(V. RAMKUMAR, JUDGE)

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